

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FREIDA PRIES,

Plaintiff,

No. C 05-01431 NJV

v.

JOANN BARNHART
Commissioner of Social Security,

ORDER TO SHOW CAUSE

Defendant.

On April 7, 2005, Plaintiff, Freida Pries, filed the above-captioned action seeking review of a decision by the Secretary of Health and Human Services denying her Social Security payments. On August 29, 2005 Defendant filed and served an answer to Plaintiff's complaint. Under Civil Local Rule 16-5, Plaintiff must file a motion for summary judgment within 30 days of service of Defendant's answer; however, Plaintiff has not filed any such motion. Accordingly, the Court hereby ORDERS Plaintiff to show cause why her complaint should not be dismissed for failure to prosecute. No later than May 30, 2006, Plaintiff shall file a declaration attesting under penalty of perjury why she failed to comply with Civil Local Rule 16-5, and the Court shall hold a hearing on the matter on June 6, 2006 at 1:00 p.m. in Courtroom 205a, 514 H Street, Eureka, California. Defendant may appear by telephone.

IT IS SO ORDERED.

Dated: 5/17/06



NANDOR J. VADAS
UNITED MAGISTRATE JUDGE

United States District Court
For the Northern District of California

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